

**COMMONWEALTH OF MASSACHUSETTS
State Building Code (780 CMR) Appeals Board
Board's Ruling on Appeal¹**

Docket No. 08-650

Appellant(s): Melanie Little vz. Appellee(s): City/Town of Danvers
David J. Harris

Procedural History

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant her a variance from 780 CMR 1014.11, 1014.3.2, 1014.4, and 1014.3, for 81 Water Street, Danvers, MA a.k.a. Fox Hill School. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.*; and 780 CMR 122.3.4, the Board convened a public hearing on October 28, 2008 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

An agent for the Appellant, Craig Buttner, appeared for the hearing and provided testimony.

Discussion

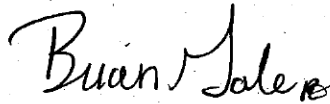
A motion was made to grant the Appellant's request for a variance from 780 CMR 1014.11, 1014.3.2, 1014.4, and 1014.3, all of which concern dimensional issues of the new stairways to the 2nd floor. This motion was made based on the construction difficulties, historic building constraints, and the size of the building. There was a second on the motion and a board vote was taken, which was unanimous.

Conclusion


The Appellant's request for a variance from 780 CMR 1014.11, 1014.3.2, 1014.4, and 1014.3, is hereby granted and so ordered² on this date: October 28, 2008.



Alexander MacLeod



Brian Gale



Douglas Semple

¹ This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

² In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.